5837-A.

Robert F. Hochwarth General Attorney

Chessie System

November 27, 1979

Law Department Terminal Tower P. O. Box 6419 Cleveland, Ohio 44101 216 623 2405

No. 9-22 14001.

Date DEC 3 1979

Fee \$ 20.00

ICC Washington, D. C.

Secretary
Interstate Commerce Commission
12th & Constitution Avenue, N. W.
Washington, D. C. 20423

Attention: Mrs. M. R. Lee

Room 1227

Recordation Unit

### Gentlemen:

Enclosed are two certified true copies each of two separate instruments releasing, discharging and satisfying in whole the following matured financings of railroad equipment of Western Maryland Railway Company:

- (1) Conditional Sale Agreement and Agreement and Assignment dated as of September 1, 1970, among Western Maryland Company, Western Maryland Railway Company and The First National Bank of Maryland as Agent. Recordation No. 5837, recorded on September 22, 1970; and
- (2) Conditional Sale Agreement and Agreement and Assignment dated as of March 1, 1971, among Western Maryland Company, Western Maryland Railway Company and First Pennsylvania Hank and Trust Company, as Agent. Recordation No. 6078, recorded on March 11, 1971.

Also enclosed is a draft of Western Maryland Railway Company in the amount of \$20, being \$10 for each of the above two releases representing the required recordation fees.

Pursuant to the Commission's rules and regulations for the recordation of certain documents under former Section 20(c) of the Interstate Commerce Act, you are hereby requested to duly file one each of the enclosed certified true copies for record in your office and to return the remaining one each to me at my above address.

Very truly yours,

R. F. Hochwarth

RFH/mw



The Chessie System railroads are the C&O, B&O, WM and affiliated lines. Chessie System, Inc. is the parent for the railroads, Chessie Resources, Inc., Western Pocahontas Corp. and The Greenbrier.

Robert F. Hochwarth General Attorney



Law Department Terminal Tower P. O. Box 6419 Cleveland, Ohio 44101 216 623 2405

December 7, 1979

Secretary
Interstate Commerce Commission
12th street & Constitution Avenue, N.W.
Washington, D. C. 20423

Attention: Mrs. M. R. Lee

Room 1227

Recordation Unit

INTERSTATE
COMMERCE COMMISSION
RECEIVED

DEC 11 1979

ADMINISTRATIVE SERVICES
MAIL UNIT

Gentlemen:

On November 27, 1979, I sent you copies of two separate instruments releasing and discharging a Conditional Sale Agreement dated as of September 1, 1970 and a Conditional Sale Agreement dated as of March 1, 1971. Both instruments involved Western Maryland Railway Company. Enclosed is a copy of said letter.

I subsequently received from you copies of the release of the Conditional Sale Agreement dated as of March 1, 1971, one of which is marked Recordation NO. F. 5837A and the other marked 6078A, rather than one copy of the release of the March 1, 1971 Conditional Sale Agreement and one copy of the released dated September 1, 1970 Conditional Sale Agreement.

Will you please check your file and return to me a counterpart of each with the proper recordation data.

Sincerely yours,

R. F. Hochwarth

RFH/mw

Enclosures



# Interstate Commerce Commission Mashington, D.C. 20423

## OFFICE OF THE SECRETARY

R. F. Hochwarth Chessie System Terminal Tower P. C. Box 6419 (leveland, Onio 4-41a)

Dear Sir:

The enclosed document(s) was recorded pursuant to the provisions of Section 11303 of the Interstate Commerce Act, 49 U.S.C.

11303, on 12/3/79

at 2:15PM

, and assigned re-

cordation number(s). 5837-A = 6078-A.

Sincerely yours,

H. G. Homme,

Secretary

Enclosure(s)

SE-30 (3/79)

November 27, 1979

Secretary Interstate Commerce Commission 12th & Constitution Avenue, N. W. Washington, D. C. 20423

Attention: Mrs. M. R. Lee Room 1227

Recordation Unit

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Very truly yours,

R. F. Hochwarth

5437 A

WESTERN MARYLAND RAILWAY COMPANY CONDITIONAL SALE AGREEMENT DATED AS OF SEPTEMBER 1, 1970

KNOW ALL MEN BY THESE PRESENTS that The First National Bank of Maryland, as Agent (Agent), assignee of certain Conditional Sale Agreement dated as of September 1, 1970, among Western Maryland Company and Western Maryland Railway Company hereby certifies that all of the \$1,996,423.92 principal amount of Conditional Sale Certificates of Interest, with interest thereon at the several rates of 9.50%, 9.75%, 10.00% and 10.25% per annum, issued in connection with said Conditional Sale Agreement, have been fully paid or payment duly provided for, and all of the obligations under said Conditional Sale Agreement have been fully complied with and performed.

WHEREFORE, in consideration of One Dollar (\$1.00) and other valuable consideration:

The Agent does hereby declare said Conditional Sale Agreement dated as of September 1, 1970, to be satisfied and canceled, and does consent that the same be discharged of record, and further the Agent does hereby sell, assign, convey, transfer, set over, release and quit-claim without warranty or guaranty of any kind, express or implied, unto Western Maryland Railway Company all of its right, title and interest in and to all of the railroad equipment of every character included in said Conditional Sale Agreement, and now held by the Agent.

IN WITNESS WHEREOF, The First National Bank of Maryland has caused these presents to be executed in its name by one of its Vice President thereunto duly authorized and its corporate seal to be hereunto affixed and attested by one of its Asst. Trust Oper. Off. as of this of November , 1979.

ATTEST:

THE FIRST NATIONAL BANK OF MARYLAND as Agent

STATE OF MARYLAND)

) SS:

CITY OF BALTIMORE)

On this Fifthday of November, 1979, before me personally appeared C. G. Cusic, Jr. , to me personally known, who, being by me duly Vice President of The First National sworn, says that he is a Bank of Maryland, that the seal affixed to the foregoing instrument is the entire seal of said corporation, that said instrument was signed and sealed on behalf of said corporation by authority of its Board of Directors and he acknowledged that the execution of the foregoing instrument was the free act and deed of said corporation.

Notary Public

7/1/1982

# CERTIFICATE

STATE OF OHIO )
SS:
COUNTY OF CUYAHOGA)

I, Clara Masuga, a Notary Public in and for the State of Ohio, County of Cuyahoga, do hereby certify that I have compared the attached copy of release instrument with the original document and that it is a true and correct copy in all respects.

CLARA MASUGA, Notary Public
State of Ohio - Cuyahoga County
My commission Expires April 21, 1984

November 27, 1979